

ATTORNEY DOCKET NO.
25438-P014WOUS



Rec'd PCT/PTO 16 MAR 2006
PATENT
Serial No. 10/529,114 (#11)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kevin Derichs
Serial No: 10/529,114
International App'l No: PCT/US2004/037446
Int'l Filing Date: 09 November 2004
Group Art Unit: Not yet assigned
Title: SIMPLE MATRIX ADDRESSING IN A DISPLAY

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office, issued on February 2, 2006, enclosed are the following documents:

1. Declaration signed by inventor Kevin Derichs;
2. A copy of the Notification of Missing Requirements; and
3. Postal Receipt Card.

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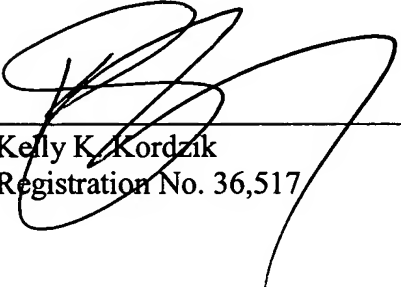
PATENT
Serial No. 10/529,114

It is believed that no additional fees are due. If this is incorrect, the Director is hereby authorized to charge any fees which may be required by this paper to Deposit Account No. 23-2426.

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Date: 3-10-06 2006



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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

7

| | |
|------------------------|------------------|
| Application Number | 10/529,114 |
| Filing Date | 11/09/2004 |
| First Named Inventor | Kevin Derichs |
| Art Unit | Not yet assigned |
| Examiner Name | Not yet assigned |
| Attorney Docket Number | 25438-P014WOUS |

ENCLOSURES (Check all that apply)

- | | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Notification of Missing Requirements; Executed Declaration of Inventorship; Copy of Notification; Return Postcard |
|---|--|--|

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---------------------------------|----------|--------|
| Firm Name | Winstead Sechrest & Minick P.C. | | |
| Signature | | | |
| Printed name | Robert A. Voigt, Jr. | | |
| Date | 03/14/2006 | Reg. No. | 47,159 |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

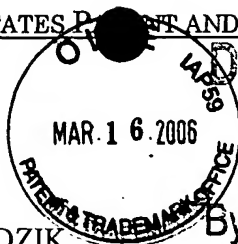
| | | | |
|-----------------------|--------------|------|------------|
| Signature | | | |
| Typed or printed name | Toni Stanley | Date | 03/14/2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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By: lmt

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FEB 06 2006

BY WINSTEAD

In re Application of Kevin Derichs
Application No.: 10/529,114
PCT Application No.: PCT/US2004/037446
International Filing Date: 9 November 2004
Priority Date: 14 November 2003
Attorney Docket No.: 25438-P014WOUS
For: SIMPLE MATRIX ADDRESSING IN A
DISPLAY

NOTIFICATION

This application is before the Office of PCT Legal Administration for consideration of matters arising under 35 U.S.C. 371.

BACKGROUND

On 9 November 2004, applicant filed International Application PCT/US2004/037446 designating the United States and claiming a priority date of 14 November 2003. Accordingly, the 30 month date for paying the basic national fee expires 14 May 2006. 37 CFR 1.495(b).

On 24 March 2005, applicant filed a transmittal letter to the United States Designated/Elected Office concerning submission under 35 U.S.C. 371 for International Application PCT/US2004/037446 accompanied by the basic national fee and a copy of PCT Rule 4.17 declaration filed during the international phase.

On 18 November 2005, a Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (Form PCT/DO/EO/905) was mailed to the applicant with the requirement to furnish an oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International Application number and international filing date because the current oath or declaration does not comply with the 37 CFR 1.497(a) and (b) since the oath or declaration does not identify the application to which it is directed.

On 1 December 2005, applicant filed a response to the Notification of Missing requirements mailed on 18 November 2005. The response included a copy of the previously filed declaration signed by the inventor, a copy of the notification relating to declaration made under PCT Rule 4.17 issued by the International Bureau of WIPO on 14 March 2005 accepting the

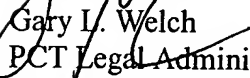
declaration on 11 March 2005, a copy of the Notification of Missing requirements and a postal receipt card.


DISCUSSION

The declaration filed 1 December 2005 in response to the Notification of Missing Requirements which is merely a copy of the previously submitted declaration filed under PCT Rule 4.17 does not identify the application to which it is directed. The required Rule 4.17 declaration was submitted after the filing date of the International Application, PCT/US2004/037446. As such, the declaration was required to identify the application to which it is directed by referring to the PCT application number.

CONCLUSION

Applicant is required to provide an oath or declaration in compliance with 37 CFR 1.497(a) and (b) within 2 months from the date of mailing of the Notification of Missing Requirements mailed 18 November 2005 or 32 months from the priority date, whichever is later as indicated in such notice. The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a). Failure to timely provide the required reply will result in ABANDONMENT of the application.


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Boris Milef
PCT Legal Examiner
Office of PCT Legal Administration